

**SUPREME COURT MINUTES  
TUESDAY, DECEMBER 20, 2016  
SAN FRANCISCO, CALIFORNIA**

**S238309**

**BRIGGS (RON) v. BROWN  
(JERRY)**

Stay order filed

Petitioners' "Motion for Leave to File Amended and Renewed Petition for Extraordinary Relief," filed on December 19, 2016, is granted. The Clerk is directed to file the "Amended and Renewed Petition for Extraordinary Relief," and "Petitioner's Motion for Judicial Notice in Support of Petition for Writ of Mandate," received on December 19, 2016.

In order to provide time for further consideration of the amended petition for writ of mandate and to permit the filing and consideration of papers in opposition to the petition, the implementation of all provisions of Proposition 66, approved by the voters on November 8, 2016, as certified by the Secretary of State on December 16, 2016, is hereby stayed.

Respondents must serve and file their preliminary oppositions to the petition no later than January 9, 2017. Petitioners may serve and file a reply to the oppositions no later than January 23, 2017.

Cantil-Sakauye, C. J., and Chin, J., were recused and did not participate.

**S033901**

**PEOPLE v. THOMPSON  
(CATHERINE)**

Time extended to consider modification or rehearing

The time for granting or denying rehearing in the above-entitled case is hereby extended to March 1, 2017, or the date upon which rehearing is either granted or denied, whichever occurs first.

**S131819**

**PEOPLE v. WILLIAMS  
(GEORGE)**

Time extended to consider modification or rehearing

The time for granting or denying rehearing in the above-entitled case is hereby extended to March 5, 2017, or the date upon which rehearing is either granted or denied, whichever occurs first.

**S238909**      B268249 Second Appellate District, Div. 5      **P. (S.) v. G. (F.)**

Time for ordering review extended on the court's own motion

The time for ordering review on the court's own motion is hereby extended to February 24, 2017.  
(Cal. Rules of Court, rule 8.512(c).)

**S239048**      A145981 First Appellate District, Div. 1

**HUMBOLDT COUNTY  
ADULT PROTECTIVE  
SERVICES v. S.C. (MAGNEY)**

Time for ordering review extended on the court's own motion

The time for ordering review on the court's own motion is hereby extended to February 21, 2017.  
(Cal. Rules of Court, rule 8.512(c).)

**S238507**      D071323 Fourth Appellate District, Div. 1

**OGUN SALU (CORNELIUS  
OLUSEYI) v. S.C.  
(CALIFORNIA ATTORNEY  
GENERAL'S OFFICE)**

Time for ordering review extended on the court's own motion

The time for ordering review on the court's own motion is hereby extended to March 15, 2017.  
(Cal. Rules of Court, rule 8.512(c).)

**S132256**

**PEOPLE v. HELZER (GLEN  
TAYLOR)**

Extension of time granted

Good cause appearing, and based upon counsel Jeanne Keegan-Lynch's representation that the appellant's reply brief is anticipated to be filed by June 30, 2017, counsel's request for an extension of time in which to file that brief is granted to February 27, 2017. After that date, only two further extensions totaling about 122 additional days will be granted.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

**S148863**

**PEOPLE v. FRAZIER  
(ROBERT WARD)**

Extension of time granted

Good cause appearing, and based upon Supervising Deputy State Public Defender Evan Young's representation that the appellant's reply brief is anticipated to be filed by February 21, 2017, counsel's request for an extension of time in which to file that brief is granted to February 21, 2017. After that date, no further extension is contemplated.

**S159120****PEOPLE v. DEMOLLE  
(ALEX)**

Extension of time granted

Good cause appearing, and based upon Supervising Deputy State Public Defender Jolie Lipsig's representation that the appellant's reply brief is anticipated to be filed by December 16, 2017, counsel's request for an extension of time in which to file that brief is granted to February 14, 2017. After that date, only five further extensions totaling about 306 additional days will be granted.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

**S182341****PEOPLE v. BUETTNER  
(JEFFREE JAY) & JONES  
(GLEN JOSEPH)**

Extension of time granted

Good cause appearing, and based upon counsel **Joanna McKim's** representation that appellant Glen Joseph Jones's opening brief is anticipated to be filed by June 15, 2018, counsel's request for an extension of time in which to file that brief is granted to February 15, 2017. After that date, only nine further extensions totaling about 484 additional days will be granted.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

**S182341****PEOPLE v. BUETTNER  
(JEFFREE JAY) & JONES  
(GLEN JOSEPH)**

Extension of time granted

Good cause appearing, and based upon counsel **R. Clayton Seaman, Jr.'s** representation that appellant Jeffree Jay Buettner's opening brief is anticipated to be filed by August 11, 2017, counsel's request for an extension of time in which to file that brief is granted to February 15, 2017. After that date, only three further extensions totaling about 176 additional days are contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

**S188961****PEOPLE v. ZANON (DAVID  
CHARLES)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to February 27, 2017.

**S230916****CHAMPION (STEVE ALLEN)  
ON H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Federal Public Defender Michael Parente's representation that the reply to the informal response to the petition for writ of habeas corpus is anticipated to be filed by February 3, 2017, counsel's request for an extension of time in which to file that document is granted to February 3, 2017. After that date, no further extension is contemplated.

**S231571****ANDREWS (JESSE) ON H.C.**

Extension of time granted

On application of petitioner and good cause appearing, it is ordered that the time to serve and file the reply to the informal response to the petition for writ of habeas corpus is extended to February 17, 2017.

**S234377**

B255375 Second Appellate District, Div. 4

**PEOPLE v. GONZALEZ  
(JORGE)**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to January 13, 2017. No further extensions of time will be granted.

**S237374**

A144196 First Appellate District, Div. 1

**PEOPLE v. CHATMAN  
(JODY)**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the opening brief on the merits is extended to January 17, 2017.

**S237991**

F069714 Fifth Appellate District

**PEOPLE v. DUNN (BRIAN  
KEITH)**

Counsel appointment order filed

Upon request of appellant for appointment of counsel, the Central California Appellate Program is hereby appointed to represent appellant on the appeal now pending in this court.

**S226326****SALDANA ON DISCIPLINE**

Order filed

Due to clerical error on the part of the State Bar of California. The order of this court filed November 29, 2016, is hereby modified to read in its entirety:

"The court orders that the probation of VICTOR SALDANA, State Bar Number 256119, is

revoked. The court further orders that:

VICTOR SALDANA is suspended from the practice of law for a minimum of one year and will remain suspended until the following conditions are satisfied:

- i. VICTOR SALDANA makes restitution to the following payees (or reimburses the Client Security Fund, to the extent of any payment from the Fund to the payees, in accordance with Business and Professions Code section 6140.5) and furnishes proof to the State Bar's Office of Probation in Los Angeles:
  - (1) Loretta and Kenneth Aparicio in the amount of \$3,000 plus 10 percent interest per year from August 17, 2012; and
  - (2) Felipe Sanchez in the amount of \$5,000 plus 10 percent interest per year from April 28, 2011.
- ii. VICTOR SALDANA must submit to the Office of Probation satisfactory evidence of completion of the State Bar's Ethics School and passage of the test given at the end of that session. This requirement is separate from any Minimum Continuing Legal Education (MCLE) requirement, and Respondent will not receive MCLE credit for attending Ethics School. (Rules Proc. of State Bar, rule 3201.)
- iii. If VICTOR SALDANA remains suspended for two years or more as a result of not satisfying the preceding conditions, he must also provide proof to the State Bar Court of rehabilitation, fitness to practice and present learning and ability in the general law before the suspension will be terminated. (Rules Proc. of State Bar, tit. IV, Stds. for Atty. Sanctions for Prof. Misconduct, std. 1.2(c)(1).)

VICTOR SALDANA must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

This order is entered nunc pro tunc to November 29, 2016."

**S226779** D066959 Fourth Appellate District, Div. 1

**FLETHEZ (FRANK) v. SAN  
BERNARDINO COUNTY  
EMPLOYEES' RETIREMENT  
ASSOCIATION**

Request for judicial notice granted

Amicus curiae John Jensen's first amended request for judicial notice filed on October 22, 2015, is granted. Amicus curiae John Jensen's second request for judicial notice filed on March 4, 2016, is granted.

**S236208****HELLER EHRMAN LLP v.  
DAVIS WRIGHT TREMAINE  
LLP**

Order vacated (case still open)

The order filed on December 19, 2016, is hereby ordered vacated.

**S236208****HELLER EHRMAN LLP v.  
DAVIS WRIGHT TREMAINE  
LLP**

Order filed

The order filed on December 5, 2016, extending the time to serve and file respondents' joint answer brief on the merits is hereby amended to read in its entirety:

It is ordered that the time to serve and file respondents' answer briefs on the merits is hereby extended to February 2, 2017.

**S237749****CANNON ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that JAMAUL DMITRI CANNON, State Bar Number 229047, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

JAMAUL DMITRI CANNON must make restitution to the following payees:

- (1) Peachtree Funding or its assignee in the amount of \$15,000 plus 10 percent interest per year from March 15, 2013;
- (2) Jennifer Wazney-Walter in the amount of \$75 plus 10 percent interest per year from December 13, 2014;

Any restitution owed to the Client Security Fund is enforceable as provided in Business and Professions Code section 6140.5, subdivisions (c) and (d).

JAMAUL DMITRI CANNON must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

**S237750****DERPARSEGHIAN ON  
DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that MARY DERPARSEGHIAN, State Bar Number 224541, is disbarred from the practice of law in California and that her name is stricken from the roll of attorneys.

MARY DERPARSEGHIAN must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

**S237853****ATIAS ON DISCIPLINE**

Recommended discipline imposed

The court orders that OREN MARK ATIAS, State Bar Number 263534, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and he is placed on probation for three years subject to the following conditions:

1. OREN MARK ATIAS is suspended from the practice of law for the first 18 months of probation (with credit given for the period of interim suspension which commenced on December 7, 2012, and for inactive enrollment which was effective December 7, 2012, through February 16, 2015 (Bus. & Prof. Code, § 6233)).
2. OREN MARK ATIAS must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Decision filed on July 29, 2016.
3. At the expiration of the period of probation, if OREN MARK ATIAS has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

OREN MARK ATIAS must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period.

Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

**S237854****HEMBROW ON DISCIPLINE**

Recommended discipline imposed

The court orders that SARAH HEMBROW, State Bar Number 175303, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and she is placed on probation for two years subject to the following conditions:

1. SARAH HEMBROW is suspended from the practice of law for a minimum of the first year of probation, and she will remain suspended until the following conditions are satisfied:
  - i. She makes restitution to the following payees (or reimburses the Client Security Fund, to the extent of any payment from the fund to the payees, in accordance with Business and Professions Code section 6140.5) and furnishes proof to the State Bar's Office of Probation in Los Angeles:
    - (1) Chris Dunia in the amount of \$1,850 plus 10 percent interest per year from April 1, 2015;
    - (2) Shannon Staebler in the amount of \$1,300 plus 10 percent interest per year from February 1, 2015;
    - (3) Kelly Waller in the amount of \$700 plus 10 percent interest per year from

June 1, 2014;

- (4) Roy Mirador and Michael Talento in the amount of \$3,500 plus 10 percent interest per year from November 1, 2015; and
- (5) James Porter in the amount of \$2,000 plus 10 percent interest per year from November 1, 2015.

ii. If she remains suspended for two years or more as a result of not satisfying the preceding condition, she must also provide proof to the State Bar Court of her rehabilitation, fitness to practice and learning and ability in the general law before the suspension will be terminated. (Rules Proc. of State Bar, tit. IV, Stds. for Atty. Sanctions for Prof. Misconduct, std. 1.2(c)(1).)

- 2. SARAH HEMBROW must also comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on August 24, 2016.
- 3. At the expiration of the period of probation, if SARAH HEMBROW has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

SARAH HEMBROW must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order, or during the period of her suspension, whichever is longer and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

SARAH HEMBROW must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-half of the costs must be paid with her membership fees for each of the years 2018 and 2019. If SARAH HEMBROW fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

## **S237855**

## **KONG ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that RICHTER WONG KONG, State Bar Number 96937, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

RICHTER WONG KONG must make restitution to Jose Espinoza in the amount of \$2,440 plus 10 percent interest per year from March 1, 2015. Any restitution owed to the Client Security Fund is enforceable as provided in Business and Professions Code section 6140.5, subdivisions (c) and (d).

RICHTER WONG KONG must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.



Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

**S237880****OSTROVE ON DISCIPLINE**

Recommended discipline imposed

The court orders that KENNETH EDWARD OSTROVE, State Bar Number 111222, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and he is placed on probation for two years subject to the following conditions:

1. KENNETH EDWARD OSTROVE is suspended from the practice of law for the first 30 days of probation;
2. KENNETH EDWARD OSTROVE must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Decision filed on August 23, 2016; and
3. At the expiration of the period of probation, if KENNETH EDWARD OSTROVE has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

**S237882****ALEMANSOUR ON  
DISCIPLINE**

Recommended discipline imposed

The court orders that SOUSAN ALEMANSOUR, State Bar Number 180216, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and she is placed on probation for two years subject to the following conditions:

1. SOUSAN ALEMANSOUR is suspended from the practice of law for the first year of probation;
2. SOUSAN ALEMANSOUR must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Decision filed on August 22, 2016; and
3. At the expiration of the period of probation, if SOUSAN ALEMANSOUR has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

SOUSAN ALEMANSOUR must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period.

Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

SOUSAN ALEMANSOUR must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or

suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

**S237883****LaCUES ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that JERRY A. LaCUES, State Bar Number 77088, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

JERRY A. LaCUES must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

**S237884****LEWIS ON DISCIPLINE**

Recommended discipline imposed

The court orders that LOUISE A. LEWIS, State Bar Number 102792, is suspended from the practice of law in California for three years, execution of that period of suspension is stayed, and she is placed on probation for three years subject to the following conditions:

1. LOUISE A. LEWIS is suspended from the practice of law for the first 18 months of probation;
2. LOUISE A. LEWIS must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on August 30, 2016; and
3. At the expiration of the period of probation, if LOUISE A. LEWIS has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

LOUISE A. LEWIS must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-third of the costs must be paid with her membership fees for each of the years 2018, 2019, and 2020 . If LOUISE A. LEWIS fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.